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Texas State Securities Board

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IN THE MATTER OF THE INVESTMENT
ADVISER REGISTRATION OF
ELYSIEN PRIVATE WEALTH AND
THE INVESTMENT ADVISER
REPRESENTATIVE REGISTRATION
OF ANTHONY DEPASQUALE

§

Order No. REG-22-DEN-02

TO: First Consolidated Investment Management, Inc. d/b/a Elysien Private Wealth (CRD No. 151511) 705 Briarridge Road, Suite 150 Southlake, TX 76092

Anthony DePasquale (CRD No. 4545724) 705 Briarridge Road, Suite 150 Southlake, TX 76092

DISCIPLINARY ORDER

Be it remembered that Elysien Private Wealth ("Respondent Elysien") and Anthony DePasquale ("Respondent DePasquale"), (collectively, "Respondents") appeared before the Securities Commissioner of the State of Texas ("Securities Commissioner") and consented to the entry of this order ("Order") and the Findings of Fact and Conclusions of Law contained herein.

FINDINGS OF FACT

- Respondents have waived (a) Respondents' rights to notice and hearing in this matter; (b) Respondents' rights to appear and present evidence in this matter; (c) Respondents' right to appeal this Order; and (d) all other procedural rights granted to the Respondent by The Securities Act Tex. Gov't Code §§ 4001.001-4008.105 (the "Securities Act") and the Administrative Procedure Act, Tex. Gov't Code Ann. §§ 2001.001-2001.903.
- 2. On September 28, 2021, Respondent Elysien registered with the Securities Commissioner as an investment adviser. This application is currently pending.

3. On November 3, 2021, Respondent DePasquale applied for registration with the Securities Commissioner as an investment adviser representative of Respondent Elysien. This application is currently pending.

Relevant Disciplinary History

- 4. On October 26, 2021, the State of Nevada Office of the Secretary of State Securities Division filed a complaint ("Nevada Complaint") against the Respondents seeking relief, including that the Respondents be censured and/or barred from Registration with the Division.
- 5. Respondents ultimately resolved the Nevada Complaint by agreeing through an Administrative Consent Order ("Nevada Order") to a revocation of its licenses and permanent bar from the securities industry in Nevada.
- 6. On March 21, 2022, Respondents were subjects of a Final Order ("Oklahoma Order") entered by the State of Oklahoma Department of Securities whereby they agreed to not apply for registration in Oklahoma in any capacity for two years from the date of the issuance of the Oklahoma Order.

CONCLUSIONS OF LAW

Pursuant to Section 4007.105(a)(11)(A) of the Texas Securities Act, the aforementioned Nevada Order and Oklahoma Order constitute bases for the issuance of an order denying Respondents' applications for registration as an investment adviser and investment adviser representative, respectively, with the Securities Commissioner.

ORDER

- 1. It is therefore ORDERED that the registration of Elysien Private Wealth as an investment adviser with the Securities Commissioner is hereby DENIED.
- It is further ORDERED that the registration of Anthony DePasquale as an investment adviser representative with the Securities Commissioner is hereby DENIED.
- 3. It is further ORDERED that Elysien Private Wealth and Anthony DePasquale COMPLY with the terms of the Undertaking, incorporated by reference herein, wherein Respondents undertake and agree: to not reapply for registration with the Securities Commissioner as a dealer, investment adviser, agent of a dealer, or an investment adviser representative for two (2) years from the date this order is signed by the Securities Commissioner, and abide by any additional supervisory requirements to ensure compliance in connection with any future registration.

SIGNED AND ENTERED BY THE SECURITIES COMMISSIONER this $26^{\frac{1}{2}}$ day of October, 2022.

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Securities Commissioner

Respondents:

Anthony DePasquale

First Consolidated Investment Management, Inc. d/b/a Elysien Private Wealth By: Anthony DePasquale Chairman of the Board

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Anthony DePasquale Individually

Approved as to Form:

Clinton Edgar,

Deputy Securitles Commissioner

Nadda Rungruangphol,

Attorney

Registration Division